



BILLING CODE 6717-01-P
DEPARTMENT OF ENERGY
FEDERAL ENERGY REGULATORY COMMISSION

Grand River Dam Authority

Project No. 1494-416

NOTICE OF APPLICATION FOR TEMPORARY VARIANCE OF LICENSE AND
SOLICITING COMMENTS, MOTIONS TO INTERVENE AND PROTESTS

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

- a. Application Type: Temporary variance of license
- b. Project No.: 1494-416
- c. Date Filed: March 20, 2013, and supplemented on May 3, 2013, and May 16, 2013
- d. Applicant: Grand River Dam Authority
- e. Name of Project: Pensacola Hydroelectric Project
- f. Location: The project is located on the Grand River in Craig, Delaware, Mayes, and Ottawa Counties, Oklahoma.
- g. Filed Pursuant to: Federal Power Act, 16 USC 791(a) – 825(r)
- h. Applicant Contact: Daniel S. Sullivan, Chief Executive Officer, Grand River Dam Authority, P.O. Box 409, Vinita, OK 74301; telephone: (918) 256-5545
- i. FERC Contact: B. Peter Yarrington, telephone: (202) 502-6129, and email address: peter.yarrington@ferc.gov; or Linda Stewart, telephone: (202) 502-6680, and email address: linda.stewart@ferc.gov
- j. Deadline for filing comments, motions to intervene, and protests is 15 days from the issuance date of this notice by the Commission.

All documents may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's website at <http://www.ferc.gov/docs-filing/efiling.asp>. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at

<http://www.ferc.gov/docs-filing/ecomment.asp>. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov or toll free at 1-866-208-3676, or for TTY, (202) 502-8659. Although the Commission strongly encourages electronic filing, documents may also be paper-filed. To paper-file, mail a copy to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. Please include the project number (P-1494-416) on any comments or motions filed.

k. Description of Request: Grand River Dam Authority (GRDA) requests a temporary variance, for the year 2013, to deviate from the reservoir elevation rule curve stipulated under Article 401 of the project license. GRDA makes its request based on existing and expected drought conditions in the Grand (Neosho) River basin. Specifically, GRDA requests that it be allowed to forgo the annual drawdown required by the rule curve to begin on August 1, and instead implement release rates equivalent to 0.03 to 0.06 foot of reservoir elevation per day, beginning on August 1. Reservoir elevations under the proposal would be above the rule curve until approximately September 20. Between approximately September 20 and October 24, reservoir elevations would be above or below the rule curve depending on a number of factors including inflows to the reservoir, and releases made to ensure maintenance of downstream dissolved oxygen concentrations and to support operation of downstream hydroelectric projects. Specific flow releases and the timing of the termination of the temporary variance would be determined through adaptive management.

l. Locations of the Application: A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE, Room 2A, Washington, DC 20426, or by calling (202) 502-8371. This filing may also be viewed on the Commission's website at <http://www.ferc.gov/docs-filing/elibrary.asp>. Enter the docket number excluding the last three digits in the docket number field to access the document. A copy is also available for inspection and reproduction at the address in item (h) above.

You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. Comments, Protests, or Motions to Intervene: Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

o. Filing and Service of Responsive Documents: All filings must (1) bear in all capital letters the title "COMMENTS", "PROTEST", or "MOTION TO INTERVENE" as applicable ; (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, motions to intervene, or protests must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). All comments, motions to intervene, or protests should relate to project works which are the subject of the amendment application. Agencies may obtain copies of the application directly from the applicant. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application. If an intervener files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

Dated: May 16, 2013

Kimberly D. Bose,
Secretary.